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Mary Belle Lott,

Complainant,

In the Circuit Court of Baldwin

County, Alabama.

vs

Leonard Lott,

Respondent

IN EQUITY

Comes the Respondent and for answer to the Complainant's
Bill of Complaint and to each paragraph thereof, separately
and severally, says:

That he denies each and every allegation contained in
said bill and demands strict proof of the same.

Grebe & Hae
Solicitors for Respondent

Mary Belle Lott

vs

Leonard Lott

Answer

*Filed June 17/1933
D. W. Nicolson
Register*

Filed this the 17th day of
June, 1933.

Register

..... MARY BELLE LOTT

vs.

..... LEONARD LOTT

THE STATE OF ALABAMA,
BALDWIN COUNTY

IN EQUITY,
CIRCUIT COURT OF BALDWIN COUNTY.

..... This cause is submitted in behalf of Complainant upon the original Bill of Complaint,

..... Testimony of Mrs. Mary Belle Lott and William L. Campbell, and

..... agreement between the parties as to submission of this cause

..... and in behalf of Defendant upon Answer of Respondent and agreement between

..... the parties as to submission of this cause.

..... J. W. Pickens
Register.

No. _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN EQUITY,
CIRCUIT COURT OF BALDWIN COUNTY.

MARY BELLE LOTT

VS

LEONARD LOTT

NOTE OF TESTIMONY

Filed in Open Court this 17

day of June, 1933 192

J. M. Richardson
Register

The State of Alabama,
Baldwin County

Circuit Court of Baldwin County, In Equity

To Any Sheriff of the State of Alabama—GREETING:

WE COMMAND YOU, That you summon LEONARD M. IOTT

of BALDWIN County, to be and appear before the Judge of the Circuit Court of Baldwin County, exercising Chancery jurisdiction, within thirty days after the service of Summons, and there to answer, plead or demur, without oath, to a Bill of Complaint lately exhibited by

MARY BELLE IOTT

against said LEONARD M. IOTT

and further to do and perform what said Judge shall order and direct in that behalf. And this the said Defendant shall in no wise omit, under penalty, etc. And we further command that you return this writ with your endorsement thereon, to our said Court immediately upon the execution thereof.

WITNESS, T. W. Richerson, Register of said Circuit Court, this 16th day of

June 193 3

T. W. Richerson Register

N. B.—Any party defendant is entitled to a copy of the bill upon application to the Register.

Worksheet Page 53
Original

Recorded

Circuit Court of Baldwin County
In Equity

No. _____

SUMMONS

MARY BELIE LOTT

vs.

LEONARD M. LOTT

(Rosinton, Ala.)

ELLIOTT G. RICKARBY

Solicitor for Complainant

Recorded in Vol _____ Page _____

THE STATE OF ALABAMA,
BALDWIN COUNTY

Received in office this 16th

day of June 1933

W R Stuart

Sheriff

Executed this 17th day of

June 1933
by leaving a copy of the within Summons with

on Leonard M. Lott

Defendant

W R Stuart

Sheriff

By

M H Williams

Deputy Sheriff

The State of Alabama }
Baldwin County
Circuit Court of Baldwin County, Alabama,
(In Equity)

COMPLAINANT

VS.

RESPONDENT

I, T.W. HERRISON

as Register and Commissioner

have called and caused to come before me MRS. MARY BELLE LOTT and

WILLIAM L. CAMPBELL

witness named in the requirement for Oral Examination, on the 17 day of June

1933, at the office of REGISTER

in BAY MINETTE, Alabama, and having first sworn said witness to speak the

truth, the whole truth, and nothing but the truth, the said MRS. MARY BELLE LOTT

doth depose and say as follows:

My name is Mary Belle Lott; I am the complainant in this cause and am over the age of twenty-one years and have been for more than two years a bona fide resident of Baldwin County. Leonard Lott is also over the age of twenty-one years and resides in Baldwin County. He and I were married at Bay Minette, Alabama on June 7, 1924 and have lived together as husband and wife since.

Since our marriage my husband has been cruel to me and on or

about June 9 of last year he drew a pistol on me and said he was

going to shoot me and then himself and for fear that he would do

this I ran away from our home to that of my father close by.

Later he promised not to do this again, but recently he has repeat-

ed this and has struck me a number of times and threatened me with

harm. I am now in a delicate condition and last Sunday, June 4,

while I was ill in bed he again struck, abused and threatened me.

I left him then and have since lived with my father and have had

nothing to do with him since. From his conduct and his threats to

me, especially since last Sunday, I have reason to believe that

if I continue to live with him he would do me serious injury, es-

pecially in my present condition.

My husband and I have two children by this marriage, a daughter Opal Geneva, now eight years of age, and a son Frederick Mallieu, now six years of age, who are with me at my father's house; as said before, I am now with child.

Mrs Mary Bell Lott

WILLIAM L. CAMPBELL, a witness for the complainant, who having been duly and legally sworn, doth depose and say as follows:

My name is William L. Campbell; I am the father of the complainant in this cause and my home is about a mile and one-half distant from where they have been living. In the early part of June, 1932 my daughter, the complainant here, came to my home very much excited and overwrought and told me that she had run away from her husband; that he had drawn a pistol on her and threatened to kill her and she feared he would do her harm. He and she, however, patched this matter up and she went back to him, but since then he has been again cruel to her and has threatened her so that she is afraid to live with him for fear he will do her bodily harm. She is now in very bad health and is also pregnant and any excitement and injury makes her ill for several days. She was in bed last Sunday week, June 4, when he again assaulted her while she was ill in bed and as soon as she could get away she came to my house and has been there ever since. From his treatment of her, did she continue to live with him, it is reasonable to presume that his conduct will injure her and he has already on a number of occasions used violence on her including the instant of June 4, last.

William L. Campbell

ORAL EXAMINATION

I, T.W. Richerson as Register and Commissioner hereby certify that the foregoing deposition is on Oral Examination was taken down in writing by me in the words of the witness es and read over to them and they signed the same in the presence of myself and H.M.Hall at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness es or had proof made before me of the identity of said witness es; that I am not of counsel or of kin to any of the parties to said cause, or any manner interested in the result thereof.

I enclose the said Oral Examination in an envelope to the Register of said Court.

Given under my hand and seal, this 17th day of June 1933.

T.W. Richerson (L. S.)

No. _____ Page _____

THE STATE OF ALABAMA,
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

MARY BELLE LOTT

COMPLAINANT

VS.

LEONARD LOTT

RESPONDENT

ORAL DEPOSITION

Filed June 17, 1933

, Register.

RECORDED IN

Record

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, Register

TO THE HONORABLE FRANCIS W. HARE, JUDGE OF THE CIRCUIT COURT
OF BALDWIN COUNTY, ALABAMA, SITTING IN EQUITY:

Comes MARY BELLE LOTT and by this her Bill of
Complaint presented against LEONARD M. LOTT respectfully
shows;

FIRST: That she is over the age of twenty-one
years, and is now and has been for more than two years next
prior to this date a bona fide resident of Baldwin County,
Alabama; that Leonard M. Lott is also over the age of twenty
one years, and a resident of Baldwin County.

SECOND: That Complainant and the said Leonard M. Lott
were married on June 7th, 1924 at Bay Minette, Alabama, and
have been since that time, with the exception of three years
when they were absent from the State, lived as husband and
wife in Alabama, the larger part of the last two years in
Baldwin County.

THIRD: That since said marriage, the said Lott
has committed actual violence on the person of Complainant
attended with danger to life and health and has acted so that
there is reasonable apprehension of a continuation of such
violence and of serious personal injury. Among other acts
Complainant avers that on or about June 9th, 1932, he drew a
pistol on her saying that he was going to shoot her and then
himself, whereupon she ran to her father's home for protection.
Upon his promises of reformation, she returned to him but said
cruelty has been continuously repeated and although she is in
a delicate condition, on Sunday, June 4th, he assaulted her
savagely and painfully while she was lying in bed, ill,
since which time she has left him and now, with her children,
resides with her father near Robertsdale.

FOURTH: That there has been born to this marriage
two children, a daughter Opal Geneva, now eight years of age

and a son, Frederick Mallieu now six years of age, who are now with her and being supported by her parents.

THE PREMISES CONSIDERED, Complainant prays that Leonard M. Lott be made party Defendant to this Bill and by proper process notified to answer same within the time prescribed by law.

Complainant further prays that an order of reference be issued forthwith directing the Register of this Court to ascertain a suitable amount to be allowed Complainant as alimony pen dente lite for the support of herself and children and as counsel fees for the prosecution of this cause. That upon the report of the Register, an order be made commanding the payment by Defendant of such sums as to the Court seems proper for the purposes aforesaid.

Complainant further prays that upon the hearing of this cause a decree be rendered forever divorcing her from the said Leonard M. Lott, granting her the exclusive custody of the children of the marriage, the right to marry again should she so desire, and such sum for permanent alimony as may be proper under the circumstances, also that she may have such further, and different relief as to Equity may seem meet.

Elliot G. Paisley

Solicitors for Complainant.

MARY BELLE LOTT,

Complainant,

vs.

LEONARD LOTT,

Respondent.

IN THE CIRCUIT COURT OF

BAIDWIN COUNTY, ALABAMA,

IN EQUITY.

AGREEMENT FOR SUBMISSION.

Comes the parties hereto, by their solicitors of record and agree that this matter be submitted for final decree forthwith.

Elliott & Ristaby
SOLICITOR FOR COMPLAINANT.

Becher & Stace
SOLICITOR FOR RESPONDENT.

MARY BELIE LOTT,

Complainant

vs.

LEONARD LOTT,

Respondent.

AGREEMENT FOR SUBMISSION

FILED JUNE 17, 1933.

J. M. Richardson

REGISTER.

MARY BELLE LOTT,
vs.
LEONARD LOTT,
Complainant
Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,
IN EQUITY.

FINAL DECREE

This cause, coming on to be heard at this Term, was submitted upon the bill of complaint, and the testimony as noted by the Register; and, upon consideration, thereof, the Court is of opinion that the Complainant is entitled to the relief prayed for in said bill.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court, that the bonds of matrimony heretofore existing between the complainant and the defendant be, and the same are hereby dissolved, and the complainant is forever divorced from the defendant, on account of cruelty.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court, that the care, custody and control of the two minor children, born of this marriage, viz; Opal Geneva, eight years of age, and Frederick Mallieu, six years of age, shall be and remain in the said complainant, Mary Belle Lott, and the said Leonard Lott shall have the right to visit said minor children at all reasonable hours.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court, that the said Leonard Lott shall pay as alimony to the said Mary Belle Lott, the sum of \$5.00 per month, beginning on the 1st day of July, up to and including October 1st, 1933, and after October 1st, 1933, the amount of alimony shall be determined by the court, which reserves jurisdiction of this cause for this purpose.

IT IS FURTHER ORDERED that the said Mary Belle Lott and the said Leonard be, and they are hereby permitted to again contract marriage, upon the payment of the costs of Court in this cause.

It is further ordered, that the said Leonard Lott shall pay the costs herein taxed, for which execution may issue, and if such execution is returned "no property found", then execution may be issued against the said Mary Belle Lott.

It is further ordered, adjudged and decreed that said Mary Belle Lott shall not again marry except to said Leonard Lott until sixty days after this date, and that if an appeal is taken within sixty days she shall not marry again except to said Leonard Lott during the said pendency of appeal.
This 19th day of June, 1933.

J. M. Hare
JUDGE OF THE TWENTY-
FIRST JUDICIAL CIR-
CUIT OF ALABAMA.

Advised

June 19, 1933

Leonard Lott

Witness

John D. Hare
June 19, 1933

Recorded

MARY BEELE LOTT,

Complainant

vs.

LEONARD LOTT,

Respondent.

FINAL DECREE.

Filed June 20, 1933

W. H. Richardson
Register